

1 BOIES, SCHILLER & FLEXNER LLP
2 RICHARD J. POCKER (NV Bar No. 3568)
3 300 South Fourth Street, Suite 800
4 Las Vegas, NV 89101
5 Telephone: (702) 382-7300
6 Facsimile: (702) 382-2755
7 rpocker@bsfllp.com

8 BOIES, SCHILLER & FLEXNER LLP
9 WILLIAM ISAACSON (*pro hac vice*)
10 KAREN DUNN (*pro hac vice*)
11 5301 Wisconsin Ave, NW
12 Washington, DC 20015
13 Telephone: (202) 237-2727
14 Facsimile: (202) 237-6131
15 wisaacson@bsfllp.com
16 kdunn@bsfllp.com

17 BOIES, SCHILLER & FLEXNER LLP
18 STEVEN C. HOLTZMAN (*pro hac vice*)
19 1999 Harrison Street, Suite 900
20 Oakland, CA 94612
21 Telephone: (510) 874-1000
22 Facsimile: (510) 874-1460
23 sholtzman@bsfllp.com

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25 Attorneys for Plaintiffs
26 Oracle USA, Inc., Oracle America, Inc., and
27 Oracle International Corp.

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17 UNITED STATES DISTRICT COURT

18 DISTRICT OF NEVADA

19 ORACLE USA, INC., a Colorado corporation;
20 ORACLE AMERICA, INC., a Delaware
21 corporation; and ORACLE INTERNATIONAL
22 CORPORATION, a California corporation,

23 Plaintiffs,

24 v.

25 RIMINI STREET, INC., a Nevada corporation;
26 AND SETH RAVIN, an individual,

27 Defendants.

28 MORGAN, LEWIS & BOCKIUS LLP
1 THOMAS S. HIXSON (*pro hac vice*)
2 One Market, Spear Street Tower
3 San Francisco, CA 94105
4 Telephone: 415.442.1000
5 Facsimile: 415.442.1001
6 thomas.hixson@morganlewis.com

7 DORIAN DALEY (*pro hac vice*)
8 DEBORAH K. MILLER (*pro hac vice*)
9 JAMES C. MAROULIS (*pro hac vice*)
10 ORACLE CORPORATION
11 500 Oracle Parkway, M/S 5op7
12 Redwood City, CA 94070
13 Telephone: 650.506.4846
14 Facsimile: 650.506.7114
15 dorian.daley@oracle.com
16 deborah.miller@oracle.com
17 jim.maroulis@oracle.com

18 Case No. 2:10-cv-0106-LRH-VCF

19
20 **ORACLE'S MOTION TO SEAL
21 PORTIONS OF ITS MOTION TO
22 STRIKE AND SUPPORTING
23 EXHIBITS**

24
25 Judge: Hon. Larry R. Hicks

1 Pursuant to the Stipulated Protective Order governing confidentiality of documents
 2 entered by the Court on May 21, 2010 (ECF No. 55, “Protective Order”), Local Rule 10-5(b),
 3 and Rules 5.2 and 26(c) of the Federal Rules of Civil Procedure, Plaintiffs Oracle USA, Inc.,
 4 Oracle America, Inc., and Oracle International Corporation (collectively “Oracle”) respectfully
 5 request that the Court grant leave to file under seal portions of Oracle’s Motion to Strike Portions
 6 of Rimini’s Reply in Support of Motion to Stay and the Supporting Declaration of Brian J.
 7 Slepko or, in the Alternative, for Leave to File Surreply and supporting documents (“Motion to
 8 Strike and Supporting Documents”). A public, redacted version was filed on October 21, 2016.
 9 *See* ECF Nos. 1082 (Motion to Strike), 1082-3 (Kennamer Decl., Ex. 1), and 1082-4 (Kennamer
 10 Decl., Ex. 2). An unredacted version of each document will be subsequently filed under seal
 11 with the Court and linked to the filing of this Motion.

12 Oracle requests that the Court seal portions of Oracle’s Motion to Strike and Supporting
 13 Documents because those documents contain information that Rimini has designated as
 14 “Confidential Information” or “Highly Confidential Information – Attorneys’ Eyes Only” under
 15 the terms of the Protective Order.

16 The Protective Order provides that: “Counsel for any Designating Party may designate
 17 any Discovery Material as ‘Confidential Information’ or ‘Highly Confidential Information -
 18 Attorneys’ Eyes Only’ under the terms of this Protective Order **only if such counsel in good
 19 faith believes that such Discovery Material contains such information and is subject to
 20 protection under Federal Rule of Civil Procedure 26(c)**. The designation by any Designating
 21 Party of any Discovery Material as ‘Confidential Information’ or ‘Highly Confidential
 22 Information –Attorneys’ Eyes Only’ shall constitute a representation that an attorney for the
 23 Designating Party reasonably believes there is a valid basis for such designation.” Protective
 24 Order ¶ 2 (emphasis added).

25 Thus, with respect to the portions of Oracle’s Motion to Strike and Supporting
 26 Documents containing material that Rimini has designated Confidential or Highly Confidential,
 27 Rimini contends that those portions are subject to protection under Federal Rule of Civil
 28 Procedure 26(c) and should be filed under seal, and Oracle, as the filing party, makes this

1 request. Oracle does not independently contend that these portions are subject to such
2 protection, but makes this request as a courtesy to Rimini.

3 Oracle has submitted all other portions of its Motion to Strike and Supporting Documents
4 for filing in the Court's public files, which will allow public access to the filing except for the
5 portions containing information that Rimini has designated as Confidential or Highly
6 Confidential. Accordingly, this request to seal is narrowly tailored.

7 For the foregoing reasons, Oracle respectfully requests that the Court grant leave to file
8 under seal portions of Oracle's Motion to Strike and Supporting Documents.

9 Dated: October 21, 2016

10 MORGAN, LEWIS & BOCKIUS LLP

11 By: /s/ Thomas S. Hixson
12 Thomas S. Hixson
13 Attorneys for Plaintiffs
14 Oracle USA, Inc.,
Oracle America, Inc. and
Oracle International Corporation

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CERTIFICATE OF SERVICE

I certify that on October 21, 2016, I electronically transmitted the foregoing **ORACLE'S MOTION TO SEAL PORTIONS OF ITS MOTION TO STRIKE AND SUPPORTING EXHIBITS** to the Clerk's Office using the Electronic Filing System pursuant to Local Rules Part IC.

Dated: October 21, 2016 Morgan, Lewis & Bockius LLP

Morgan, Lewis & Bockius LLP

By: _____ /s/ Thomas Hixson
Thomas Hixson
Attorneys for Plaintiffs
Oracle USA, Inc.,
Oracle America, Inc. and
Oracle International Corporation